

8 UNITED STATES DISTRICT COURT

9 SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, ) Criminal No. 08CR2298-W  
11 Plaintiff, )  
12 v. ) CONSENT TO RULE 11 PLEA IN A  
13 Ernesto Castro ) FELONY CASE BEFORE UNITED  
14 Espinoza ) STATES MAGISTRATE JUDGE,  
Defendant. ) WAIVER OF PRESENTENCE REPORT  
                                  ) AND WAIVER OF OBJECTIONS FOR  
                                  ) IMMEDIATE SENTENCING

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16 I have been advised by my attorney and by the United States  
17 Magistrate Judge of my right to enter my plea in this case before  
18 a United States District Judge. I hereby declare my intention to  
19 enter a plea of guilty in the above case, and I request and  
20 consent to have my plea taken by a United States Magistrate Judge  
21 pursuant to Rule 11 of the Federal Rules of Criminal Procedure.

22 I understand that if my plea of guilty is taken by the  
23 United States Magistrate Judge, and the Magistrate Judge  
24 recommends that the plea be accepted, the assigned United States  
25 District Judge will then decide whether to accept or reject any  
26 plea agreement I may have with the United States and will  
27 adjudicate guilt and impose sentence.

28 I further understand that due to my request for immediate

1 sentencing in this case, I am waiving the preparation of a  
2 presentence report and I am also waiving any objections I may  
3 have to the Magistrate Judge's findings and recommendation  
4 concerning the entry of my guilty plea.

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7 Dated: 12 Aug 08 

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Defendant

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11 Dated: 12 Aug 08 

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Attorney for Defendant

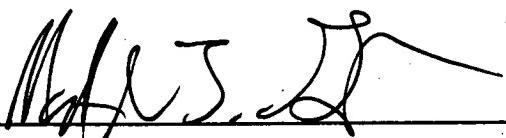
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The United States Attorney consents to have the plea in this  
case taken by a United States Magistrate Judge pursuant to  
Criminal Local Rule 11.2 and further waives a presentence report  
in this case as well as any objections to the Magistrate Judge's  
findings and recommendation concerning the entry of the guilty  
plea.

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22 Dated: 8-12-2008 

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Assistant United States Attorney

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